

## **IC 34-56-2**

### **Chapter 2. Appeal Bonds in Circuit Courts**

#### **IC 34-56-2-1**

##### **Defective appeal bond**

Sec. 1. This chapter applies to all cases in which:

- (1) an appeal is taken from:
  - (A) a board of county commissioners, viewers, or commissioners to assess damages; or
  - (B) any other person or tribunal;to the circuit court; and
- (2) the appeal bond filed in the case is defective:
  - (A) in substance or form; or
  - (B) for want of proper approval.

*As added by P.L.1-1998, SEC.52.*

#### **IC 34-56-2-2**

##### **Effect of defective appeal bond**

Sec. 2. The circuit court shall not dismiss a case on account of the defect or informality of the appeal bond if the appellant, when required by the court to which the appeal is taken, files in the court a sufficient bond, with surety to the acceptance of the court, in the sum required by the court.

*As added by P.L.1-1998, SEC.52.*

#### **IC 34-56-2-3**

##### **Additional bond requirement**

Sec. 3. In all appealed cases described in section 1 of this chapter, when costs have accrued so as to render the sum named in the appeal bond insufficient to secure the costs, the court in which the appeal is pending shall require the appellant to give an additional bond in such sum as the court considers sufficient, with surety to the acceptance of the court. If the appellant fails or refuses to comply with this section, the court shall dismiss the appeal.

*As added by P.L.1-1998, SEC.52.*